

CRIMINAL LAW—PRACTICE WRIT OF ERROR—FELONY—PRISONER'S ATTENDANCE IN COURT ON ARGUMENT OF WRIT OF ERROR DISPENSED WITH.

In *Richards v. The Queen*, (1897) 1 Q.B. 574, Cave and Wills JJ. dispensed with the personal attendance of a prisoner in Court on the argument of a writ of error in a case of felony; the prisoner being in custody.

LICENSING ACT—CONSTABLE, POWER OF, TO ENTER LICENSED PREMISES—LICENSING ACT 1874, (37 & 38 VICT. C. 49) S. 16—(R.S.O. C. 194, S. 130.)

Duncan v. Dowling, (1897) 1 Q.B. 575 was an appeal from a conviction of the defendant under the Licensing Act of 1874, s. 16, (see R.S.O. c. 194, s. 131) for refusing admission to a police constable on licensed premises kept by the defendant. The facts were that a room of the defendant's house was let to a secret society which was holding its meeting therein, and to which the constable was refused admission by the "tiler," whose duty, according to the rules of the society, was to refuse admission to all persons unable to give the sign. Cave and Lawrance, JJ., ordered the conviction to be quashed, holding that a constable has no right to enter licensed premises unless he has some reasonable ground for believing that some violation of the law is taking, or is about to take place, and no such ground was shown to exist, the mere fact that the sounds of music and singing were coming from the room being held to constitute no such ground.

GAMING—PLACE USED FOR BETTING—INCLOSURE ON RACECOURSE—BETTING BY BOOKMAKER IN VARIOUS PARTS OF INCLOSURE—"BETTING WITH PERSONS RESORTING THERETO"—BETTING ACT 1853 (16 & 17 VICT., C. 119), SS. 1, 3—(CR. CODE, S. 197).

In *Hawke v. Dunn* (1897), 1 Q.B. 579, a heavy blow has been struck against the English gambling fraternity who have been accustomed to use the betting ring at race courses as a place for bookmaking. The inclosure in question was within the race course which was itself inclosed. Admittance was gained by payment of 1s. for entrance to the course, and £1 for entrance to the inclosure. The defendant, accompanied by his clerk, was admitted within the inclosure during a race meeting, and moved about from place to place within the inclosure, shouting the odds against the horses